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**OAKLAND UNIFIED  
SCHOOL DISTRICT**

Community Schools, Thriving Students

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**BOARD OF EDUCATION 2019**

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**MEMORANDUM**

April 18, 2019

**TO:** Board of Education, Oakland Unified School District

**FROM:** Legislative Task Force (Jody London, Shanthi Gonzales)

**SUBJECT:** 2019 State Education Legislation—As of April 18, 2019 - New Bills for Consideration

**RECOMMENDED ACTION**

The Board of Education (Board) adopt the positions below on legislation currently being considered in the State Legislature in Report from State Lobbyists entitled: “Legislative Report Prepared for: Oakland Unified School District Status as of: April 18, 2019 NEW BILLS FOR CONSIDERATION”.

**BACKGROUND**

On January 23, 2019, the Board of Education adopted Legislative Principles and Priorities for 2019. These Principles and Priorities were used to identify initial legislation for which the Board adopted positions on March 20, 2019. An updated report detailing these bills that have adopted positions is provided for informational purposes to show the current status.

The Legislative Task Force, working with the District’s Sacramento representatives, has identified additional bills with recommended positions for consideration by the Board in a second report titled “New Bills for Consideration”. The bills listed on the report are recommended for Support, Oppose, or Watch. If the Board adopts a Support or Oppose position on a bill, the position is formally communicated to the bill’s author and other stakeholders through a letter from the Board President, as well as appearances at meetings and hearings by the District’s Sacramento representatives.

The new bills presented herein relate to the following education policies:

- **Increased funding**, particularly in the Local Control Funding Formula, early childhood education programs, Special Education, transportation, and career technical education;
- State and local **school bonds** to support the District's capital program;
- Funding and policies to **support student learning** and achievement, including focusing on low-performing students and students aspiring to attend college;
- Investments to promote the **recruitment and development of teachers** trained to meet the needs of the District's diverse student body;
- Resources to help address both the **physical and mental health needs** of our students;
- Terms of **employment** for certificated and classified staff; and
- **Charter schools**, including but not limited to the ability of authorizers to consider fiscal impact, changes to the appeals process, and regional and statewide charter school caps.

## **PRIOR ACTION**

Also attached to this Memorandum is a **SCHOOL SERVICES OF CALIFORNIA, INC. Legislative Report Prepared for: Oakland Unified School District [Bill] Status as of: April 17, 2019** on which the Board took the position stated therein on or about March 30, 2019 or other date.

LTF:lf

Attachments:

Legislative Report Prepared for: Oakland Unified School District Status as of: April 18, 2019  
NEW BILLS FOR CONSIDERATION  
SCHOOL SERVICES OF CALIFORNIA, INC.

Legislative Report Prepared for: Oakland Unified School District Status as of: April 17, 2019  
PRIOR BILLS CONSIDERED - POSITION TAKEN - AS OF MARCH 30, 2019 [OR  
OTHER DATE].  
BOARD OF EDUCATION  
SCHOOL SERVICES OF CALIFORNIA, INC.

## SCHOOL SERVICES OF CALIFORNIA, INC.

Legislative Report Prepared for:  
Oakland Unified School District  
Status as of: April 18, 2019

### NEW BILLS FOR CONSIDERATION

<i>Bill No./ Author</i>	<i>Title</i>	<i>Position</i>	<i>Current Status</i>	<i>Page</i>
<b>Early Childhood Education</b>				
AB 1012 Reyes	Bilingual Education: Bilingual and Biliteracy Program Support and Recognition	Recommend Support	Assembly Appropriations Committee	1
<b>Employees</b>				
AB 221 Garcia, Cristina	Teachers: Third-Party Contracts: Prohibitions	Recommend Watch	Assembly Appropriations Committee	1
AB 843 Rodriguez	Student Financial Aid: Assumption Program of Loans for Education	Recommend Support	Assembly Appropriations Committee	1
AB 1623 Rivas, Robert	Teaching Credential: Teacher Recruitment: Golden State Teacher Grant Program	Recommend Support	Assembly Appropriations Committee	2
<b>Facilities</b>				
AB 1578 Rivas, Luz	School Pavement to Parks Grant Program	Recommend Support	Assembly Education Committee	2
<b>Health/Safety</b>				
AB 1196 Gipson	Community Schools: California Community Schools Act	Recommend Support	Assembly Education Committee	2
AB 1546 Kiley	Pupil Health: Mental Health	Recommend Support	Assembly Health Committee	3
SB 582 Beall	Youth Mental Health and Substance Use Disorder Services	Recommend Support	Senate Appropriations Committee	3
<b>State Budget, Education Finance, and LCFF</b>				
AB 760 Cooper	Education Finance: Local Control Funding Formula: Pupil Transportation: Cost-of-Living Adjustment and Add-On	Recommend Support	Assembly Education Committee	3
AB 1225 Carrillo	Education Finance: Local Control Funding Formula: Youths Experiencing Homelessness	Recommend Support	Assembly Education Committee	4

SB 443 Rubio	Transitional Kindergarten: Average Daily Attendance	Recommend Support	Senate Appropriations Committee	4
SCA 5 Hill	Taxation: School Districts: Parcel Tax	Recommend Support	Senate Governance and Finance Committee	4
<b>Student Services</b>				
AB 1085 McCarty	After School Programs: Substance Use Prevention: Funding: Cannabis Revenue	Recommend Support	Assembly Appropriations Committee	4
AB 1617 Reyes	Pupil Instruction: High School Graduation Requirements: Financial Aid Applications	Recommend Support	Assembly Education Committee	5
AB 1774 Bonta	Student Financial Aid: Student Aid Commission: Extension of Application Deadlines	Recommend Support	Assembly Appropriations Committee	5
<b>Charter Schools</b>				
SB 756 Durazo	Charter Schools: Moratorium	Recommend Support	Senate Education Committee	5

## Early Childhood Education

### [AB 1012 \(Reyes\)](#)

**Amended:** 4/11/2019

**Title:** Bilingual Education: Bilingual and Biliteracy Program Support and Recognition

**Status:** Assembly Appropriations Committee

**Position:** Recommend Support

#### **Summary:**

This bill requires the California Department of Education to provide grants to local educational agencies for support of professional development for teachers seeking bilingual authorizations; professional learning for child development providers so that they can support the development of dual language learners; for the startup or expansion of dual language immersion programs; and establishes a California Exemplary Bilingual and Biliteracy Program school recognition program.

## Employees

### [AB 221 \(Garcia, Cristina\)](#)

**Amended:** 4/12/2019

**Title:** Teachers: Third-Party Contracts: Prohibitions

**Status:** Assembly Appropriations Committee

**Position:** Recommend Watch

#### **Summary:**

As amended in Assembly Education Committee, AB 221 no longer references Teach for America, but instead the bill prohibits local educational agencies from entering into a contract with a third party organization:

- To employ teachers who commit to teaching in the organization for fewer than five years
- To employ teachers at a Title I school
- To pay a recruitment fee when hiring teachers, consistent with an employment agency

### [AB 843 \(Rodriguez\)](#)

**Amended:** 3/14/2019

**Title:** Student Financial Aid: Assumption Program of Loans for Education

**Status:** Assembly Appropriations Committee

**Position:** Recommend Support

#### **Summary:**

This bill restores the Assumption Program of Loans for Education (APLE) for teachers of math, science, Special Education, bilingual education, or Career Technical Education in a school district identified for differentiated assistance.

#### **SSC Comment:**

The District adopted a support position for a similar bill in 2017.

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**[AB 1623 \(Rivas, Robert \)](#)**

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**Title:** Teaching Credential: Teacher Recruitment: Golden State Teacher Grant Program

**Status:** Assembly Appropriations Committee

**Position:** Recommend Support

**Summary:**

Establishes the Golden State Teacher Grant Program to provide grants to students enrolled in a teacher credentialing program who commit to teaching bilingual education, math, STEM, science, or Special Education.

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**Facilities**

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**[AB 1578 \(Rivas, Luz\)](#)**

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**Amended:** 4/12/2019

**Title:** School Pavement to Parks Grant Program

**Status:** Assembly Education Committee

**Position:** Recommend Support

**Summary:**

This bill establishes the School Pavement to Parks Grant Program which would provide funding for schools in disadvantaged communities to convert portions of existing pavement on grounds at those schools to parks.

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**Health/Safety**

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**[AB 1196 \(Gipson\)](#)**

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**Amended:** 3/26/2019

**Title:** Community Schools: California Community Schools Act

**Status:** Assembly Education Committee

**Position:** Recommend Support

**Summary:**

This bill establishes the California Community Schools Act which would require the California Department of Education to make grants available to qualified schools to plan and operate community schools. Planning grants of an unspecified amount would be awarded to schools for the development of a community school plan that meets criteria specified by the bill. Operational grants of an unspecified amount per year for five years would be awarded to participating schools following the approval of a community school plan.

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**AB 1546 (Kiley)****Amended:** 3/28/2019**Title:** Pupil Health: Mental Health**Status:** Assembly Health Committee**Position:** Recommend Support**Summary:**

Existing law provides that Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) services is covered under the Medi-Cal program for any individual under 21 years of age pursuant to federal law.

This bill would authorize a county mental health plan to contract with a local educational agency (LEA), to provide EPSDT services, including mental health assessments and mental health, social work, and counseling services, to eligible Medi-Cal eligible pupils. The bill would require the Department of Health Care Services (DHCS) to permit an LEA to make claims for federal financial participation directly to DHCS for EPSDT services, to examine methodologies for increasing LEA participation in the Medi-Cal program, and to seek federal approval to implement these provisions.

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**SB 582 (Beall)****Amended:** 4/2/2019**Title:** Youth Mental Health and Substance Use Disorder Services**Status:** Senate Appropriations Committee**Position:** Recommend Support**Summary:**

This bill authorizes county mental health services providers and local educational agencies, to enter into partnerships that provide mental health and substance use disorder services to youth. This bill provides that these partnerships provide prevention, early intervention, and other related mental wellness services. This bill requires the Mental Health Services Oversight and Accountability Commission to allocate at least 50% of the monies in the Mental Health Wellness Act competitive grant program to fund these partnerships.

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**State Budget, Education Finance, and LCFF**

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**AB 760 (Cooper)****Amended:** 3/18/2019**Title:** Education Finance: Local Control Funding Formula: Pupil Transportation: Cost-of-Living Adjustment and Add-On**Status:** Assembly Education Committee**Position:** Recommend Support**Summary:**

This bill adds a cost-of-living adjustment to Home to School Transportation Program funds and incrementally equalizes pupil transportation funding to 90% of a local educational agency's approved transportation cost expenditures.

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**[AB 1225 \(Carrillo\)](#)****Amended:** 3/26/2019**Title:** Education Finance: Local Control Funding Formula: Youths Experiencing Homelessness**Status:** Assembly Education Committee**Position:** Recommend Support**Summary:**

This bill adds homeless students to the categories of Local Control Funding Formula (LCFF) unduplicated pupils, and allows foster youth who are homeless to be counted twice under LCFF.

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**[SB 443 \(Rubio\)](#)****Title:** Transitional Kindergarten: Average Daily Attendance**Status:** Senate Appropriations Committee**Position:** Recommend Support**Summary:**

Provides average daily attendance for all TK students, regardless of when the student turns five years old.

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**[SCA 5 \(Hill\)](#)****Title:** Taxation: School Districts: Parcel Tax**Status:** Senate Governance and Finance Committee**Position:** Recommend Support**Summary:**

This measure, if approved by California voters, would lower the parcel tax vote threshold from two-thirds to 55%.

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## Student Services

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**[AB 1085 \(McCarty\)](#)****Amended:** 4/2/2019**Title:** After School Programs: Substance Use Prevention: Funding: Cannabis Revenue**Status:** Assembly Appropriations Committee**Position:** Recommend Support**Summary:**

This bill authorizes the Department of Health Care Services to consider selecting eligible after school programs for funding from the Youth Education, Prevention, Early Intervention, and Treatment Account which was established by Proposition 64: the Control, Regulate, and Tax Adult Use of Marijuana Act.

**SSC comment:**

The District adopted a support position for a similar bill in 2018.



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**AB 1617 (Reyes)**

**Title:** Pupil Instruction: High School Graduation Requirements: Financial Aid Applications

**Status:** Assembly Education Committee

**Position:** Recommend Support

**Summary:**

As a condition of receiving a diploma, this bill requires grade 12 students to complete the Free Application for Federal Student Aid or the California DREAM Loan Program application, as specified.

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**AB 1774 (Bonta)**

**Amended:** 4/11/2019

**Title:** Student Financial Aid: Student Aid Commission: Extension of Application Deadlines

**Status:** Assembly Appropriations Committee

**Position:** Recommend Support

**Summary:**

This bill authorizes the California Student Aid Commission (CSAC) to extend an application deadline by up to 30 calendar days for any financial aid program administered by CSAC if: (1) CSAC receives a formal request to extend a deadline from a designated educational official and (2) CSAC finds that a qualifying event has occurred that, in the judgment of CSAC, has had an adverse effect on the ability of students within a school district or community college district to successfully complete and submit their financial aid applications by the established application deadline. A qualifying event includes, but is not limited to, a labor action.

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## Charter Schools

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**SB 756 (Durazo)**

**Amended:** 3/27/2019

**Title:** Charter Schools: Moratorium

**Status:** Senate Education Committee

**Position:** Recommend Support

**Summary:**

This bill establishes a moratorium on the establishment of new charter schools until June 30, 2024, unless legislation is enacted by January 1, 2020, that contains the following policies:

- Charter school proposed to be located within a school district shall be approved only by the governing board of that school district
- Overall financial, academic, and facilities impact on the schools of the school district shall be considered before a new charter school is approved
- Statewide and school district charter school caps shall be established that create reasonable limits in order to preserve the viability and success of existing schools of a school district

Additionally, this bill requires the Legislative Analyst's Office to issue a report that answers specified questions about charter schools.

# SCHOOL SERVICES OF CALIFORNIA, INC.

Legislative Report Prepared for:  
Oakland Unified School District  
Status as of: April 17, 2019

<i>Bill No./ Author</i>	<i>Title</i>	<i>Position</i>	<i>Current Status</i>	<i>Page</i>
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AB 751 O'Donnell	Pupil Assessments: Pathways to College Act	Support	Assembly Appropriations Committee— Suspense File	1
AB 1233 Smith	Advanced Placement Examinations: Fees	Support	Assembly Appropriations Committee	1
<b>Career Technical Education, Adult Education, and ROC/P</b>				
AB 1303 O'Donnell	California Career Technical Education Incentive Grant Program: Strong Workforce Program	Support	Assembly Appropriations Committee	1
<b>Early Childhood Education</b>				
*AB 123 McCarty	Early Childhood Education: State Preschool Program: Transitional Kindergarten: Access: Standards	Support	Assembly Education Committee	2
*AB 125 McCarty	Early Childhood Education: Reimbursement Rates	Support	Assembly Education Committee	2
*SB 174 Leyva	Early Childhood Education: Reimbursement Rates	Support	Senate Education Committee	3
<b>Employment</b>				
AB 628 Bonta	Employment: Victims of Sexual Harassment: Protections	Watch	Assembly Appropriations Committee	3
AB 1078 Weber	Certificated School Employees: Permanent Status	Watch	Assembly Education Committee	3
AB 1353 Wicks	Classified Employees: Probationary Period	Watch	Assembly Public Employment and Retirement Committee	3
<b>Facilities</b>				
*AB 48 O'Donnell	Education Finance: School Facilities: Kindergarten-Community Colleges Public Education Facilities Bond Acts of 2020 and 2022	Watch	Assembly Higher Education Committee	4
AB 610 Oberholte	Elections: Local Bond Measures: Tax Rate Statement	Watch	Assembly Elections and Reapportionment Committee	4

Governance and District Operations				
SB 328 Portantino	Pupil Attendance: School Start Time	Oppose	Senate Education Committee	5
Health/Safety				
AB 1322 Berman	School-Based Health Programs	Watch	Senate Desk	5
Liability				
AB 218 Gonzalez	Damages: Childhood Sexual Assault: Statute of Limitations	Watch	Senate Rules Committee	5
School Safety and Student Discipline				
SB 419 Skinner	Pupil Discipline: Suspensions: Willful Defiance	Watch	Senate Floor— Third Reading	5
Special Education				
AB 428 Medina	Special Education Funding	Support	Assembly Appropriations Committee— Suspense File	6
*SB 217 Portantino	Special Education: Individuals with Exceptional Needs	Support	Senate Appropriations Committee	6
State Budget, Education Finance, and LCFF				
AB 39 Muratsuchi	Education Finance: Local Control Funding Formula: Aspirational Funding Level: Reports	Support	Assembly Appropriations Committee	6
AB 575 Weber	Education Finance: Local Control Funding Formula: Supplemental Grants: Lowest Performing Pupil Subgroup or Subgroups	Support	Assembly Education Committee	7
*SB 729 Portantino	Local Control Funding Formula: School Districts and Charter Schools	Support	Senate Appropriations Committee	7
Student Services				
AB 1725 Carrillo	After School Education and Safety Program: Funding and Grant Amounts	Watch	Assembly Education Committee	7
Charter Schools				
*AB 1505 O'Donnell	Charter Schools: Petitions	Support	Assembly Appropriations Committee	8
* AB 1506 McCarty	Charter Schools: Statewide Total: Authorization Restrictions	Watch	Assembly Appropriations Committee	9
*AB 1507 Smith	Charter Schools: Location: Resource Center	Support	Assembly Education Committee	9
*AB 1508 Bonta	Charter Schools: Petitions	Support	Assembly Education Committee	9

## Accountability and Assessments

### [AB 751 \(O'Donnell\)](#)

**Title:** Pupil Assessments: Pathways to College Act

**Status:** Assembly Appropriations Committee—Suspense File

**OUSD Board Adopted Position:** Support (3/20/19)

#### **Summary:**

Requires the Superintendent of Public Instruction to approve a nationally recognized high school assessment (based on specified requirements) that a local educational agency may administer in lieu of the grade 11 SBAC.

### [AB 1233 \(Smith\)](#)

**Amended:** 4/4/2019

**Title:** Advanced Placement Examinations: Fees

**Status:** Assembly Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

#### **Summary:**

Assembly Bill 1233 establishes the California Advanced Placement Equity Program to ensure that low-income high school students have access to Advanced Placement (AP) exams by providing grants to school districts to reduce the AP exam fee to \$5 for eligible students.

## Career Technical Education, Adult Education, and ROC/P

### [AB 1303 \(O'Donnell\)](#)

**Amended:** 4/1/2019

**Title:** California Career Technical Education Incentive Grant Program: Strong Workforce Program

**Status:** Assembly Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

#### **Summary:**

This bill eliminates the K-12 Strong Workforce Program, and increases ongoing funding for the Career Technical Education Incentive Grant Program from \$150 million to \$450 million. Assembly Bill 1303 also changes the match requirement to 1:1.

## Early Childhood Education

### \*[AB 123](#) (McCarty)

**Amended:** 3/26/2019

**Title:** Early Childhood Education: State Preschool Program: Transitional Kindergarten: Access: Standards

**Status:** Assembly Education

**OUSD Board Adopted Position:** Support (3/20/19)

#### Summary:

This bill aims to expand access to high-quality state preschool programs and provide additional adult support in transitional kindergarten classrooms by doing the following:

- Expand access to state preschool programs for four years olds that live in designated low-income neighborhoods
- Cap state preschool classrooms at 24 students
- By July 1, 2028, require state preschool teachers to have a bachelor's degree, 24 early childhood education units, and any other alternative certificates determined by the Commission on Teacher Credentialing.
- Establish scholarship program for individuals committed to meeting the new preschool teacher requirements by July 1, 2028
- Increase full day state preschool reimbursement rates to approximately \$14,000 but requires at least 65% of the rate increase to be used to increase wages of preschool classroom staff
- Provide a Local Control Funding Formula incentive for extended day TK with a 12:1 ratio

### \*[AB 125](#) (McCarty)

**Amended:** 3/11/2019

**Title:** Early Childhood Education: Reimbursement Rates

**Status:** Assembly Education Committee

**OUSD Board Adopted Position:** Support (3/20/19)

#### Summary:

This bill establishes a single regionalized state reimbursement rate system for child care, preschool, and early learning services that seeks to accomplish the following:

1. Compensate teachers and programs for the cost of providing care
2. Is responsive to the economic diversity of California
3. Recognize the costs of meeting varying quality standards, regulations, and contracting burdens
4. Incentivize quality and participation in research-based quality improvement efforts as a means to improve child outcomes

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**\*[SB 174 \(Leyva\)](#)****Amended:** 3/20/2019**Title:** Early Childhood Education: Reimbursement Rates**Status:** Senate Education Committee**OUSD Board Adopted Position:** Support (3/20/19)**Summary:**

This bill establishes a single regionalized state reimbursement rate system for child care, preschool, and early learning services that seeks to accomplish the following:

1. Compensate teachers and programs for the cost of providing care
2. Is responsive to the economic diversity of California
3. Recognize the costs of meeting varying quality standards, regulations, and contracting burdens
4. Incentivize quality and participation in research-based quality improvement efforts as a means to improve child outcomes

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**Employment**

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**[AB 628 \(Bonta\)](#)****Amended:** 4/10/2019**Title:** Employment: Victims of Sexual Harassment: Protections**Status:** Assembly Appropriations Committee**OUSD Board Adopted Position:** Watch (3/20/19)**Summary:**

Existing law prohibits an employer from discriminating or retaliating against an employee who is a victim of domestic violence, sexual assault, or stalking for taking time off from work to obtain specified services. Assembly Bill 628 expands these protections to cover victims of sexual harassment. This bill also extends these protections to family members of victims who take time off work to provide assistance to the victims.

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**[AB 1078 \(Weber\)](#)****Title:** Certificated School Employees: Permanent Status**Status:** Assembly Education Committee**OUSD Board Adopted Position:** Watch (3/20/19)**Summary:**

This bill extends the probationary period for certificated employees from two years to three years.

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**[AB 1353 \(Wicks\)](#)****Title:** Classified Employees: Probationary Period**Status:** Assembly Public Employment and Retirement Committee**OUSD Board Adopted Position:** Watch (3/20/19)**Summary:**

Shortens the probationary period for personnel management of the classified service from one year to six months.

## Facilities

### **\*AB 48 (O'Donnell)**

**Amended:** 4/11/2019

**Title:** Education Finance: School Facilities: Kindergarten-Community Colleges Public Education Facilities Bond Acts of 2020 and 2022

**Status:** Assembly Higher Education Committee

**OUSD Board Adopted Position:** Watch (3/20/19)

#### **Summary:**

This bill would place the Kindergarten-Community Colleges Public Education Facilities Bond Acts on the statewide 2020 primary and 2022 general election ballots, to be operative only if approved by voters at the statewide elections. The size of the bonds are unspecified but would be allocated to the following programs:

- New Construction
- Modernization
- Replacement of facilities older than 75 years
- Joint Use
- Remediation of Lead in Water
- Charter School Facilities
- Career Technical Education

Among other changes from the existing facilities program, AB 48 proposes to assist small school districts by providing advance funding for design and providing small school districts with an opportunity to reserve eligible funds and extra time (up to five years) to develop the project, including receiving necessary approvals from various agencies.

### **AB 610 (Obernolte)**

**Title:** Elections: Local Bond Measures: Tax Rate Statement

**Status:** Assembly Elections and Reapportionment Committee

**OUSD Board Adopted Position:** Watch (3/20/19)

#### **Summary:**

Assembly Bill 610 would require all local bond measures to express proposed tax rates as the rate per \$100,000 of assessed valuation (e.g., \$60 per \$100,000 of assessed valuation rather than 6 cents per \$100 of assessed valuation).

## Governance and District Operations

### [SB 328](#) (Portantino)

**Amended:** 3/25/2019

**Title:** Pupil Attendance: School Start Time

**Status:** Senate Education Committee

**OUSD Board Adopted Position:** Oppose (3/20/19)

#### **Summary:**

Requires middle schools and high schools to start no earlier than 8:30 a.m.

## Health/Safety

### [AB 1322](#) (Berman)

**Title:** School-Based Health Programs

**Status:** Senate Desk

**OUSD Board Adopted Position:** Watch (3/20/19)

#### **Summary:**

This bill establishes an Office of School-Based Health Programs in the California Department of Education for the purpose of, among other things, advising on issues related to the delivery of school-based Medi-Cal services in the state.

## Liability

### [AB 218](#) (Gonzalez)

**Amended:** 3/25/2019

**Title:** Damages: Childhood Sexual Assault: Statute of Limitations

**Status:** Senate Rules Committee

**OUSD Board Adopted Position:** Watch (3/20/19)

#### **Summary:**

This bill extends the time for commencement of actions for childhood sexual assault to 40 years of age or 5 years from discovery of the injury; provides enhanced damages for a cover up, as defined, of the assault; and provides a 3-year window in which expired claims would be revived.

## School Safety and Student Discipline

### [SB 419](#) (Skinner)

**Amended:** 4/1/2019

**Title:** Pupil Discipline: Suspensions: Willful Defiance

**Status:** Senate Floor—Third Reading

**OUSD Board Adopted Position:** Watch (3/20/19)

#### **Summary:**

This bill is a reintroduction of a bill by Senator Nancy Skinner that would prohibit the suspension of a pupil enrolled in a school district or charter school in kindergarten or any of grades 4 to 8, inclusive, for disrupting school activities or otherwise willfully defying the valid authority of those school personnel engaged in the



performance of his or her duties. The bill, until January 1, 2025, would prohibit the suspension of a pupil enrolled in a school district or charter school in any of grades 9 to 12, inclusive, for those acts.

## Special Education

### [AB 428 \(Medina\)](#)

**Title:** Special Education Funding

**Status:** Assembly Appropriations Committee—Suspense File

**OUSD Board Adopted Position:** Support (3/20/19)

#### Summary:

This bill would implement several of the recommendations from the California Special Education Task Force and provide support to California's students with special needs by:

- Establishing a funding mechanism to support Special Education preschool programs by adding preschoolers to the Assembly Bill (AB) 602 funding formula
- Addressing long-standing inequities by equalizing Special Education funding rates to the 95th percentile over a five-year period
- Providing a supplemental grant to support students with greater needs, including students on the autism spectrum, and students who are blind, visually impaired, and intellectually disabled

### [\\*SB 217 \(Portantino\)](#)

**Amended:** 4/1/2019

**Title:** Special Education: Individuals with Exceptional Needs

**Status:** Senate Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

#### Summary:

Senate Bill (SB) 217 creates the Special Education Early Intervention Grant Program, which provides school districts with \$4,000 per child to increase inclusive access to early education programs for children with exceptional needs. SB 217 also expands eligibility for transitional kindergarten to include children with exceptional needs turning five years old at any time during the school year.

## State Budget, Education Finance, and LCFF

### [AB 39 \(Muratsuchi\)](#)

**Amended:** 4/11/2019

**Title:** Education Finance: Local Control Funding Formula: Aspirational Funding Level: Reports

**Status:** Assembly Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

#### Summary:

This bill would specify new, higher Local Control Funding Formula base grant amounts for the 2019-20 fiscal year, which would also increase the supplemental and concentration grant amounts.

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**[AB 575 \(Weber\)](#)**

**Title:** Education Finance: Local Control Funding Formula: Supplemental Grants: Lowest Performing Pupil Subgroup or Subgroups

**Status:** Assembly Education Committee

**OUSD Board Adopted Position:** Support (3/20/19)

**Summary:**

This bill would adjust the definition of “unduplicated pupils” to include pupils who are included in the lowest performing subgroup or subgroups, as defined, based on the most recently available mathematics or language arts results on the California Assessment of Student Performance and Progress.

**SSC Comment:**

This is a reintroduced bill from Assembly Member Shirley Weber. Last year’s bill resulted in one-time funding for low performing students in the current year budget, but the funding was distributed differently than what was prescribed in Assembly Member Weber’s bill.

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**[\\*SB 729 \(Portantino\)](#)**

**Amended:** 3/27/2019

**Title:** Local Control Funding Formula: School Districts and Charter Schools

**Status:** Senate Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

**Summary:**

As amended March 27, 2019, this bill adjusts the Local Control Funding Formula base grant for the 2019-20 fiscal year with a 5.16% cost-of-living adjustment.

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## Student Services

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**[AB 1725 \(Carrillo\)](#)**

**Title:** After School Education and Safety Program: Funding and Grant Amounts

**Status:** Assembly Education Committee

**OUSD Board Adopted Position:** Watch (3/20/19)

**Summary:**

Assembly Bill 1725 would increase the daily per pupil rate for the After School Education and Safety Program to equal the higher of either 50% increases to the minimum wage or the percentage increase to the California Consumer Price Index.

## Charter Schools

**\*AB 1505 (O'Donnell)**

**Amended:** 4/11/2019

**Title:** Charter Schools: Petitions

**Status:** Assembly Appropriations Committee

**OUSD Board Adopted Position:** Support (3/20/19)

### Summary:

This bill would make various significant changes to charter school authorization:

- Authorizes, rather than requires, school districts to approve charter school petitions and extends the timeline by which the authorizer must act on the petition
- Allows school districts and county offices of education (COEs) to consider the academic, fiscal, and facilities impacts of a charter school on the local schools during the petition process
- Authorizes county-wide benefit charters subject to local district approval
- Eliminates state-wide benefit charters
- Establishes a limited appeals process only to the COE for charter petitions
- Requires charter schools authorized by the State Board of Education to apply for renewal with their local school district
- Authorizes charter renewals of 2-5 years and requires schools identified for technical assistance to be renewed for less than 5 years
- Requires consideration of a charter school's financial stability during renewal
- Eliminates the requirement that academics be the highest priority during renewal and revocation
- Requires charter schools to be identified for technical assistance, and receive technical assistance, from the charter authorizer on the same timeline as school districts
- Requires the State Superintendent of Public Instruction to make recommendations on academic criteria relating to charter renewals and revocations

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**\*[AB 1506](#) (McCarty)****Amended:** 4/11/2019**Title:** Charter Schools: Statewide Total: Authorization Restrictions**Status:** Assembly Appropriations Committee**OUSD Board Adopted Position:** Watch (3/20/19)**Summary:**

This bill caps the number of charter schools statewide at the number of charter schools operating as of January 1, 2020. Prohibits school districts, county offices of education, or the State Board of Education from authorizing a new charter school unless an existing charter school under its jurisdiction closes.

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**\*[AB 1507](#) (Smith)****Amended:** 3/26/2019**Title:** Charter Schools: Location: Resource Center**Status:** Assembly Education Committee**OUSD Board Adopted Position:** Support (3/20/19)**Summary:**

This bill prohibits a school district from approving a petition for a charter school that will operate outside the district's boundaries, and allows for a charter school to establish one resource center within the jurisdiction of the school district where the charter school is located.

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**\*[AB 1508](#) (Bonta)****Amended:** 3/19/2019**Title:** Charter Schools: Petitions**Status:** Assembly Education Committee**OUSD Board Adopted Position:** Support (3/20/19)**Summary:**

This bill requires a charter school petitioner to explain why its proposed educational model cannot be accomplished by the school district or neighborhood schools. AB 1508 also establishes a finding that a proposed charter school would have a negative fiscal, academic, or facilities impact on the district or neighborhood schools as a basis for denial.